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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/728,042

12/04/2003

Kevin B. Smith

13768.1265

1328

47973 7590 05/27/2010
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EXAMINER

SERRAO, RANODHI N

ART UNIT

PAPER NUMBER

2444

MAIL DATE

DELIVERY MODE

05/27/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Rule 312 Communication	Application No.	Applicant(s)
	10/728,042	SMITH ET AL.
	Examiner	Art Unit
	RANODHI N. SERRAO	2444

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 23 April 2010 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☒ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

The newly added independent claim 44 needs further search and/or consideration i.e., the claims must be numbered accordingly, search must be updated, fee must be paid for the additional claim, etc.

/William C. Vaughn, Jr./
Supervisory Patent Examiner, Art Unit 2444